

2007 DRAFTING REQUEST

Senate Amendment (SA-SSA1-AB40)

Received: **06/20/2007**

Received By: **pkahler**

Wanted: **As time permits**

Identical to LRB:

For: **Legislative Fiscal Bureau**

By/Representing: **Swissdorf**

This file may be shown to any legislator: **NO**

Drafter: **pkahler**

May Contact:

Addl. Drafters:

Subject: **Public Assistance - Wis works**

Extra Copies:

Submit via email: **YES**

Requester's email:

Carbon copy (CC:) to:

Pre Topic:

LFB:.....Swissdorf -

Topic:

W-2 benefits for pregnant women

Instructions:

See Attached

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?	pkahler 06/20/2007	kfollett 06/21/2007		_____			
/1			rschluet 06/21/2007	_____	sbasford 06/21/2007		
				_____	sbasford 06/21/2007		

FE Sent For:

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pkahler

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FE Sent For:

<END>

Kahler, Pam

From: Swissdorf, Kim
Sent: Wednesday, June 20, 2007 1:36 PM
To: Kahler, Pam
Subject: benefits for pregnant women

Sorry—we have to use GPR, rather than FED at this point (unless they want to cut something else in TANF, which they don't want to do . . . yet), so it would go in 20.445(3)(dz) in the first year (\$321,800) and 20.437(2)(dz) in the second year (\$643,700).

Kim Swissdorf, Fiscal Analyst
Legislative Fiscal Bureau
1 E Main St, Ste 301
Madison, WI 53703
(608) 266-3847
Kim.Swissdorf@legis.state.wi.us

Kahler, Pam

From: Swissdorf, Kim
Sent: Wednesday, June 20, 2007 12:32 PM
To: Kahler, Pam
Subject: benefits for at-risk pregnant women

Hi Pam:

I've got another Senate Amendment! They want to add back in the benefits for pregnant women. For the fiscal effect, it would add in \$321,800 in 2007-08 and \$643,700 in 2008-09 to W-2 benefits and in the chapter 20 schedule 20.445(3)(md) in the first year and 20.437(2)(md) in the second year.

Let me know if you have any questions. Thanks!!

Kim Swissdorf, Fiscal Analyst
Legislative Fiscal Bureau
1 E Main St, Ste 301
Madison, WI 53703
(608) 266-3847
Kim.Swissdorf@legis.state.wi.us

Kahler, Pam

From: Swissdorf, Kim
Sent: Wednesday, June 20, 2007 4:50 PM
To: Kahler, Pam
Subject: RE: benefits for pregnant women

Yes—to the W-2 benefits allocation. Increase by \$321,800 in the first year and \$643,700 in the second year.

From: Kahler, Pam
Sent: Wednesday, June 20, 2007 4:48 PM
To: Swissdorf, Kim
Subject: RE: benefits for pregnant women

Kim:

Do we need to change any of the allocations in s. 49.175?

From: Swissdorf, Kim
Sent: Wednesday, June 20, 2007 1:36 PM
To: Kahler, Pam
Subject: benefits for pregnant women

Sorry—we have to use GPR, rather than FED at this point (unless they want to cut something else in TANF, which they don't want to do . . . yet), so it would go in 20.445(3)(dz) in the first year (\$321,800) and 20.437(2)(dz) in the second year (\$643,700).

Kim Swissdorf, Fiscal Analyst
Legislative Fiscal Bureau
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(608) 266-3847
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State of Wisconsin
2007 - 2008 LEGISLATURE

LRBb0513/2

PJK: [initials]

LFB:.....Swissdorf - W-2 benefits for pregnant women

FOR 2007-09 BUDGET -- NOT READY FOR INTRODUCTION

SENATE AMENDMENT ,

TO SENATE SUBSTITUTE AMENDMENT 1,

TO 2007 ASSEMBLY BILL 40

(in 6-20)

1 At the locations indicated, amend the substitute amendment as follows:

2 1. Page 208, line 11: increase the dollar amount for fiscal year 2008-09 by
3 \$643,700 for the purpose of providing benefits to at-risk pregnant women.

4 2. Page 216, line 11: increase the dollar amount for fiscal year 2007-08 by
5 \$321,800 for the purpose of providing benefits to at-risk pregnant women.

6 3. Page 661, line 23: delete "\$44,068,500" and substitute "\$44,390,300".

7 4. Page 661, line 24: delete "\$43,392,200" and substitute "\$44,035,900".

8 (END)

Insert 1-5

Insert 1-7

For further information see the **state** fiscal estimate, which will be printed as an appendix to this bill.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

Page 658, line 8: after that line insert:

" SECTION 1. 49.148 (1m) (title) of the statutes is amended to read:

49.148 (1m) (title) CUSTODIAL PARENT OF INFANT; UNMARRIED, PREGNANT WOMAN.

SECTION 2. 49.148 (1m) (a) (intro.) of the statutes is created to read:

49.148 (1m) (a) (intro.) Any of the following may receive a monthly grant of \$673:

SECTION 3. 49.148 (1m) (a) of the statutes is renumbered 49.148 (1m) (a) 1. and amended to read:

49.148 (1m) (a) 1. ~~A~~ An individual who meets the eligibility requirements under s. 49.145 (2) and (3) and who is a custodial parent of a child who is 12 weeks old or less and who meets the eligibility requirements under s. 49.145 (2) and (3) may receive a monthly grant of \$673, unless another adult member of the custodial parent's Wisconsin works Works group is participating in, or is eligible to participate in, a Wisconsin works Works employment position or is employed in unsubsidized employment, as defined in s. 49.147 (1) (c).

(bm) A Wisconsin works Works agency may not require a participant under this subsection to participate in any employment positions.

(c) 1. Receipt of a grant under this subsection by a participant under par. (a) 1. does not constitute participation in a Wisconsin works Works employment position for purposes of the time limits under s. 49.145 (2) (n) or 49.147 (3) (c), (4) (b) or (5) (b) 2. if the child is born to the participant not more than 10 months after the date

Insert 1-5 cont'd 2 of 3

1 that the participant was first determined to be eligible for assistance under s. 49.19
2 or for a Wisconsin ~~works~~ Works employment position.

3 *1416c*
SECTION 4. 49.148 (1m) (a) 2. of the statutes is created to read:

4 49.148 (1m) (a) 2. An unmarried woman who would be eligible under s. 49.145
5 except that she is not a custodial parent of a dependent child and who is in the 3rd
6 trimester of a pregnancy that is medically verified and that is shown by medical
7 documentation to be at risk and to render the woman unable to participate in the
8 workforce.

9 *1417c*
SECTION 5. 49.148 (1m) (b) of the statutes is renumbered 49.148 (1m) (c) 2. and
10 amended to read:

11 49.148 (1m) (c) 2. Receipt of a grant under this subsection by a participant
12 under par. (a) 1. constitutes participation in a Wisconsin ~~works~~ Works employment
13 position for purposes of the time limits under ss. 49.145 (2) (n) and 49.147 (3) (c), (4)
14 (b) or (5) (b) 2. if the child is born to the participant more than 10 months after the
15 date that the participant was first determined to be eligible for assistance under s.
16 49.19 or for a Wisconsin ~~works~~ Works employment position unless the child was
17 conceived as a result of a sexual assault in violation of s. 940.225 (1), (2), or (3) in
18 which the mother did not indicate a freely given agreement to have sexual
19 intercourse or of incest in violation of s. 944.06 or 948.06 and that incest or sexual
20 assault has been reported to a physician and to law enforcement authorities.

21 *1418c*
SECTION 6. 49.148 (1m) (c) (intro.) of the statutes is created to read:

22 49.148 (1m) (c) (intro.) For purposes of the time limits under ss. 49.145 (2) (n)
23 and 49.147 (3) (c), (4) (b), and (5) (b) 2., all of the following apply:

24 *1419c*
SECTION 7. 49.148 (1m) (c) 3. of the statutes is created to read:

↓

Ins. 1-5 cont'd 383

1 49.148 (1m) (c) 3. Receipt of a grant under this subsection by a participant
2 under par. (a) 2. does not constitute participation in a Wisconsin Works employment
3 position.)".

Page 661, line 6: after that line insert:

4 " SECTION 8. 49.159 (4) of the statutes is amended to read:

5 49.159 (4) PREGNANT WOMEN. A pregnant woman whose pregnancy is medically
6 verified, who would be eligible under s. 49.145 except that she is not a custodial
7 parent of a dependent child, and who does not satisfy the requirements under s.
8 49.148 (1m) (a) 2. is eligible for employment training and job search assistance
9 services provided by the Wisconsin works Works agency.)".

(end of ins 1-5)

10 **SECTION 9454. Effective dates; Workforce Development.**

11 " (1) WISCONSIN WORKS GRANTS FOR PREGNANT WOMEN. The treatment of sections
12 49.148 (1m) (title), (b), and (c) (intro.) and 3. and 49.159 (4) of the statutes, the
13 renumbering and amendment of section 49.148 (1m) (a) of the statutes, and the
14 creation of section 49.148 (1m) (a) (intro.) and 2. of the statutes take effect on January
15 1, 2008.

16 (END) *ins 1-7)*

*Insert 1-7**Page 1680, line 23: after that line insert:*



State of Wisconsin
2007 - 2008 LEGISLATURE

LRBb0513/1
PJK:kjf&wlj:pg

LFB:.....Swissdorf - W-2 benefits for pregnant women

FOR 2007-09 BUDGET -- NOT READY FOR INTRODUCTION

**SENATE AMENDMENT ,
TO SENATE SUBSTITUTE AMENDMENT 1,
TO 2007 ASSEMBLY BILL 40**

- 1 At the locations indicated, amend the substitute amendment as follows:
- 2 **1.** Page 208, line 11: increase the dollar amount for fiscal year 2008-09 by
- 3 \$643,700 for the purpose of providing benefits to at-risk pregnant women.
- 4 **2.** Page 216, line 11: increase the dollar amount for fiscal year 2007-08 by
- 5 \$321,800 for the purpose of providing benefits to at-risk pregnant women.
- 6 **3.** Page 658, line 8: after that line insert:
- 7 “**SECTION 1413c.** 49.148 (1m) (title) of the statutes is amended to read:
- 8 49.148 (**1m**) (title) CUSTODIAL PARENT OF INFANT: UNMARRIED, PREGNANT WOMAN.
- 9 **SECTION 1414c.** 49.148 (1m) (a) (intro.) of the statutes is created to read:

1 49.148 (1m) (a) (intro.) Any of the following may receive a monthly grant of
2 \$673:

3 **SECTION 1415c.** 49.148 (1m) (a) of the statutes is renumbered 49.148 (1m) (a)
4 1. and amended to read:

5 49.148 (1m) (a) 1. ~~A~~ An individual who meets the eligibility requirements
6 under s. 49.145 (2) and (3) and who is a custodial parent of a child who is 12 weeks
7 old or less ~~and who meets the eligibility requirements under s. 49.145 (2) and (3) may~~
8 receive a monthly grant of \$673, unless another adult member of the custodial
9 parent's Wisconsin works Works group is participating in, or is eligible to participate
10 in, a Wisconsin works Works employment position or is employed in unsubsidized
11 employment, as defined in s. 49.147 (1) (c).

12 **(bm)** A Wisconsin works Works agency may not require a participant under this
13 subsection to participate in any employment positions.

14 **(c) 1.** Receipt of a grant under this subsection by a participant under par. (a)
15 1. does not constitute participation in a Wisconsin works Works employment position
16 ~~for purposes of the time limits under s. 49.145 (2) (n) or 49.147 (3) (c), (4) (b) or (5)~~
17 ~~(b) 2.~~ if the child is born to the participant not more than 10 months after the date
18 that the participant was first determined to be eligible for assistance under s. 49.19
19 or for a Wisconsin works Works employment position.

20 **SECTION 1416c.** 49.148 (1m) (a) 2. of the statutes is created to read:

21 49.148 (1m) (a) 2. An unmarried woman who would be eligible under s. 49.145
22 except that she is not a custodial parent of a dependent child and who is in the 3rd
23 trimester of a pregnancy that is medically verified and that is shown by medical
24 documentation to be at risk and to render the woman unable to participate in the
25 workforce.

1 **SECTION 1417c.** 49.148 (1m) (b) of the statutes is renumbered 49.148 (1m) (c)

2 2. and amended to read:

3 49.148 **(1m)** (c) 2. Receipt of a grant under this subsection by a participant
4 under par. (a) 1. constitutes participation in a Wisconsin ~~works~~ Works employment
5 position ~~for purposes of the time limits under ss. 49.145 (2) (n) and 49.147 (3) (c), (4)~~
6 ~~(b) or (5) (b) 2.~~ if the child is born to the participant more than 10 months after the
7 date that the participant was first determined to be eligible for assistance under s.
8 49.19 or for a Wisconsin ~~works~~ Works employment position unless the child was
9 conceived as a result of a sexual assault in violation of s. 940.225 (1), (2), or (3) in
10 which the mother did not indicate a freely given agreement to have sexual
11 intercourse or of incest in violation of s. 944.06 or 948.06 and that incest or sexual
12 assault has been reported to a physician and to law enforcement authorities.

13 **SECTION 1418c.** 49.148 (1m) (c) (intro.) of the statutes is created to read:

14 49.148 **(1m)** (c) (intro.) For purposes of the time limits under ss. 49.145 (2) (n)
15 and 49.147 (3) (c), (4) (b), and (5) (b) 2., all of the following apply:

16 **SECTION 1419c.** 49.148 (1m) (c) 3. of the statutes is created to read:

17 49.148 **(1m)** (c) 3. Receipt of a grant under this subsection by a participant
18 under par. (a) 2. does not constitute participation in a Wisconsin Works employment
19 position.”.

20 **4.** Page 661, line 6: after that line insert:

21 **“SECTION 1433c.** 49.159 (4) of the statutes is amended to read:

22 49.159 **(4)** PREGNANT WOMEN. A pregnant woman whose pregnancy is medically
23 verified, who would be eligible under s. 49.145 except that she is not a custodial
24 parent of a dependent child, and who does not satisfy the requirements under s.

1 49.148 (1m) (a) 2. is eligible for employment training and job search assistance
2 services provided by the Wisconsin ~~works~~ Works agency.”.

3 **5.** Page 661, line 23: delete “\$44,068,500” and substitute “\$44,390,300”.

4 **6.** Page 661, line 24: delete “\$43,392,200” and substitute “\$44,035,900”.

5 **7.** Page 1680, line 23: after that line insert:

6 “(4f) WISCONSIN WORKS GRANTS FOR PREGNANT WOMEN. The treatment of sections
7 49.148 (1m) (title), (b), and (c) (intro.) and 3. and 49.159 (4) of the statutes, the
8 renumbering and amendment of section 49.148 (1m) (a) of the statutes, and the
9 creation of section 49.148 (1m) (a) (intro.) and 2. of the statutes take effect on January
10 1, 2008.”.

11 (END)

**DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU**

LRB-2563/1dn
RLR:bjk:jf

June 21, 2007

Jonna:

1. Since under current law, law enforcement agencies are required to submit fingerprints of unidentified corpses to DOJ, I required law enforcement agencies, rather than coroners and medical examiners, to submit photographs and DNA samples of unidentified corpses to DOJ. Do you prefer to require coroners and medical examiners to submit the information and repeal the requirement that law enforcement agencies submit fingerprints from unidentified corpses?
2. I did not require any qualifications for persons who collect DNA samples from relatives of missing persons, because the procedure in the DOJ administrative rules for collecting DNA samples from criminals specifies that collection of DNA samples may be done by any person and does not require special medical training. (See 5. Jus 9.04 (3) (a), Wis. Adm. Code.)
3. The current-law requirement for law enforcement agencies to submit fingerprints to DOJ applies to fingerprinting arrested persons as well as unidentified corpses. Under the requirement, law enforcement agencies must submit fingerprints to DOJ within 24 hours of taking them. Since I separated the fingerprinting requirement for unidentified corpses from the requirement for arrested persons, the bill does not include a deadline for submitting fingerprints of unidentified corpses to DOJ. Do you want a deadline for submitting the fingerprints? If so, do you also want a deadline for submitting photographs, DNA samples, and any other identifying information?
4. I included a three-month delayed effective date.

Robin Ryan
Legislative Attorney
Phone: (608) 261-6927
E-mail: robin.ryan@legis.wisconsin.gov